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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES.

SPECIAL SESSION.

BEGUN AND HELD AT MADISON, WISCONSIN TERRITORY,

October 18th, A. D. 1847.

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JOURNAL
OF THE
HOUSE OF REPRESENTATIVES.

Special Session of the Legislative Assembly of Wisconsin Territory, begun and held at Madison, the Seat of Government of said Territory, on the eighteenth day of October, in the year of our Lord one thousand eight hundred and forty-seven. In pursuance of a proclamation of His Excellency, the Governor, the several members elect, having presented their certificates of election and taken the oath of office, were called to order at 12 o'clock M. by La Fayette Kellogg, the Chief Clerk, and the roll having been called, the following named members appeared and took their seats, to wit:

From the Counties of Brown, Calumet, Manitowoc, Fond du Lac, Winnebago, Marquette and Portage—Moses Gibson.

From the Counties of Dane, Green and Sauk—Messrs. E. T. Gardner and Alexander Botkin.

From the Counties of Crawford, Chippewa, La Pointe and St. Croix—Henry Jackson.

From the County of Grant—Messrs. Noah H. Virgin and D. R. Burt.

From the Counties of Iowa, La Fayette and Richland—Messrs. Timothy Burns, M. M. Cothren and Charles Pole.

From the Counties of Jefferson and Dodge—Messrs. Levi P. Drake, James Hanrahan and Horace D. Patch.

From the County of Milwaukee—Messrs. Isaac P. Walker, James Holliday and Asa Kinney.

From the County of Rock—Messrs. Daniel C. Babcock and G. H. Williston.

From the County of Racine—Messrs. G. F. Newell and Dudley Cass.

From the County of Walworth—Messrs. Eleazer Wakeley and George Walworth.

From the Counties of Washington and Sheboygan—B. H. Mooers.

From the County of Waukesha—Messrs. George Reed and L. Martin.

On motion of Mr. Reed,
Benjamin H. Mooers was appointed speaker *pro tempore*.

On motion of Mr. Walker,
La Fayette Kellogg was appointed chief clerk *pro tempore*.

On motion of Mr. Burns,
Thomas M. Fullerton was appointed assistant clerk *pro tempore*.

On motion of Mr. Cass,
E. R. Hugunin was appointed sergeant-at-arms *pro tempore*.

On motion of Mr. Martin,
Joshua L. Delano was appointed messenger *pro tempore*.

On motion of Mr. Williston,
S. K. Phelps was appointed fireman *pro tempore*.

Mr. Gardner moved that the rules of the house of representatives of the last session be adopted for the government of this house until others are prepared and adopted;

Which was agreed to.

Mr. Gardner moved that John W. Stewart, who appears here without a certificate of election, be admitted to his seat;

Which was agreed to.

A message from the council, by their secretary:

“Mr. Speaker—I am directed to inform you that the council have now organized *pro tempore*, and are ready to proceed

to business; and that Messrs. Lovell and Collins have been appointed a committee on the part of the council, to act in conjunction with a similar committee to be appointed on the part of the house, to wait upon his excellency the governor, and inform him that the two houses are temporarily organized and ready to receive any communication he may have to make to them."

On motion of Mr. Reed,

Messrs. Reed and Burns were appointed the committee on the part of the house to wait upon his excellency the governor, and inform him that the two houses are now temporarily organized and ready to receive any communication he may have to make to them.

On motion of Mr. Burt,

The house adjourned until four o'clock P. M.

FOUR O'CLOCK P. M.

Mr. Reed, from the joint committee appointed "to wait upon his excellency the governor, and inform him that the two houses were temporarily organized and ready to receive any communication he may have to make to them," reported that the committee had performed the duty assigned them, and that the governor informed them that he would meet the two houses in convention this afternoon at any hour they might designate.

Mr. Holliday introduced the following resolution, which was adopted, to wit:

"*Resolved*, That the sergeant-at-arms be directed to prepare seats for the reception of the honorable council, preparatory to the delivery of the message of his excellency the governor."

Mr. Wakely introduced the following resolution, to wit:

"*Resolved*, That each member of this house be authorized to subscribe for and receive, for his own use, during the present session of the legislative assembly, any number of news-

papers published in this village, not exceeding thirty per week, if the same be weekly; or if the same, or a portion thereof, be tri-weekly, then such a number as will be equivalent in the whole to thirty weekly newspapers, rating three tri-weekly equivalent to two weekly papers; and that the bills for publishing the same be audited and paid in the same manner as may be provided for in the case of other incidental expenses."

And the question having been put on the adoption of said resolution,

It was decided in the affirmative,

And a division having been called for,

There were 11 in the affirmative and 7 in the negative.

A message from the council, by their secretary :

"Mr. Speaker—I am directed to inform you that the council have passed a resolution, of which the following is a copy :

'*Resolved*, (the house concurring,) That the standing joint rules of the two houses of the last session be adopted as the joint rules of the two houses for the present session until others are adopted.'"

The message from the council was then taken up, and the said resolution adopted.

On motion of Mr. Reed,

The house took a recess of ten minutes.

The house having been again called to order,

Mr. Newell moved that the chief clerk be directed to inform the council that seats had been prepared for their accommodation in the representatives' hall, preparatory to the reception of the message of his excellency the governor ;

Which was agreed to,

The honorable council appeared in the representatives' hall and took seats.

Mr. Lovell moved that a committee of two from each house be appointed to wait upon his excellency the governor and inform him that the two houses were now assembled in convention and ready to receive his message ;

Which was agreed to.

The president appointed Messrs. Lovell and McCartney of the committee on the part of the council.

The speaker appointed Messrs. Gardner and Pole of the same committee, on the part of the house.

The said committee having retired for a short time, returned, when

His excellency the governor was announced, who appeared in the representatives' hall, and communicated to the two houses the following

MESSAGE:

*Fellow citizens of the Council
and House of Representatives:*

In accordance with the laws of the Territory, I have deemed it my duty to convene a special session of the legislative assembly, to enable the representatives of the people to take such action in the early organization of a state government as will meet the wants and wishes of their constituents.

At the last census of the inhabitants of the territory, her population was one hundred and fifty-five thousand; and from the increased immigration since that period, her present population may now be estimated to exceed two hundred thousand.

By the official returns made to the office of the secretary of the territory, of the votes given "for and against State Government," it appears that a large majority of the people are in favor of a state government. The preparatory steps, it would seem, can be taken for the election of a convention to form a constitution and submitting it to the people of the territory, as well as to the congress of the United States, at their next session, in time for the admission of Wisconsin as an independent state of this Union, as the next is the commencement of a new congress, and a long session of that body. In that event the State of Wisconsin will give her electoral vote at the next presidential election in 1848.

The admission of Wisconsin as a state, will promote the best interests of her people; they will have a representation in both houses of congress; they will participate in all the

advantages of a government created by themselves, founded on the equal rights of all, and when the expressed voice of the people will be the supreme law of the state. The donation of 500,000 acres of land, to which the future State of Wisconsin will be entitled, under the provisions of an act of congress entitled "an act to appropriate the proceeds of the sale of public lands, and to grant pre-emption rights," approved September 4th, 1841, will be greatly lessened in value before Wisconsin becomes a state, as the choice lands have already been sold, and the refuse lands will remain, from which the selection will be made, unless they are located north of the Wisconsin river.

The lands granted by congress for schools and a university will not be available until after the admission of Wisconsin as a state. Five per centum on the nett proceeds of the sales of the public lands sold at the land office in this territory, to which the state of Wisconsin will be entitled on her admission into the Union, would have paid the expenses of a state government for the last five years.

The people of this territory have paid into the United States treasury, since the organization of the territorial government, near four millions of dollars in payment for the public lands; and the amount appropriated by congress for the improvement of harbors and roads, &c., in the territory, is one hundred and sixty-seven thousand dollars. This state of things will remain as long as the territorial government exists.

The states of Illinois and Missouri were admitted members of the Union when the population of those states did not exceed one hundred and thirty thousand inhabitants. In the admission of all of the western states, none of them had a population equal to the present population of the territory of Wisconsin. The future state of Wisconsin will combine as many advantages as any other portion of the United States; her great extent of territory, the fertility of her soil, the salubrity of her climate, with commercial advantages unsurpassed on our inland seas and navigable rivers; her inexhaustible mineral wealth, composed of lead iron, and copper mines, with the

most extensive pine-lumber region in the United States, with an intelligent, enterprising population—may we not confidently hope that Wisconsin will be the happy abode of millions of freemen, and that her march will be onward until she fills the high destiny that awaits her.

The present legislative assembly having been convened for a special purpose, I have not deemed the present an appropriate occasion to make any suggestions, except in relation to the organization of state government.

Be assured, fellow citizens, you will have my co-operation in the support of all such measures as will promote the good of the people you represent.

HENRY DODGE.

EXECUTIVE DEPARTMENT,
October 18, 1847.

After the delivery of the message, his excellency the governor retired from the representatives' hall, and

On motion of Mr. Palmer,
The convention adjourned.

Mr. Holliday introduced the following resolution, to wit:

Resolved. That one thousand copies of the governor's message be printed in the English and five hundred in the German language, for the use of the members of this house."

Mr. Pole moved to amend the said resolution by striking out "one" before the word "thousand," and inserting in lieu thereof the word "five," and striking out the words "and five hundred in the German;"

Which was disagreed to.

Mr. Wakeley moved to amend the said resolution by adding after the word "German," the words "and three hundred in the Norwegian;"

Mr. Botkin moved to amend the amendment by striking out the number "three," and inserting in lieu thereof the number "five;"

Which was accepted by the mover.

Mr. Burt moved further to amend the said resolution by

striking out the number "one thousand," in the number of copies to be printed in the English language, and inserting in lieu thereof the number "fifteen hundred ;"

Which was agreed to.

The question then recurred on the adoption of the said resolution as amended.

And having been put,

It was decided in the affirmative.

Mr. Kinney moved that the house now proceed to the election of speaker ;

Which was decided in the affirmative.

And pending the appointment of tellers to receive the ballots,

Mr. Wakeley moved that the house adjourn.

And the question having been put on said motion,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burns, Burt, Cass, Cothren, Drake, Holliday, Jackson, Mooers, Patch, Wakeley, Walker, Walworth, and Williston,—15.

Those who voted in the negative were,

Messrs. Gardner, Gibson, Hanrahan, Kinney, Martin, Newell, Pole, Reed, Stewart, and Virgin,—10.

So the house adjourned until to-morrow morning at 10 o'clock.

TUESDAY, October 19, 1847.

The unfinished business of yesterday, (it being the election of speaker) was taken up.

Messrs. Botkin and Kinney were appointed tellers to receive and canvass the votes.

And the votes having been taken and counted, the tellers reported that the whole number of votes given for the choice of speaker was 25.

Necessary to a choice 13—of which

Isaac P. Walker received.....	15
D. R. Burt.....	7
A. Botkin	1
T. Burns	2

Isaac P. Walker having received a majority of all the votes given, was declared duly elected speaker of the house of representatives for the present session.

Messrs Gibson and Newell were appointed a committee to conduct the speaker elect to the chair.

The speaker having taken the chair, returned his thanks to the house for the honor conferred upon him.

Mr. Holliday introduced the following resolution, to wit:

Resolved, That the standing rules of this house of the last session, with the exception of the thirty-seventh rule, be adopted for the government of this house for the present session, and that the usual number of copies be printed for the use of this house."

Mr. Wakely moved to amend the resolution by striking out the words "with the exception of the thirty-seventh rule:"

Which was accepted by Mr. Holliday as a modification of the original resolution.

The resolution as amended was then adopted.

Mr. Kinney introduced the following resolution:

Resolved, That Beriah Brown be employed to do the incidental printing of this house until otherwise ordered."

Mr. Holliday moved to lay the resolution on the table;

Which was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Burt, Gardner, Hanrahan, Holliday,

Mooers, Patch, Pole, Reed, Virgin, Wakely, and Williston,
—12.

Those who voted in the negative were,

Messrs. Botkin, Burns, Cass, Cothran, Drake, Gibson,
Jackson, Kinney, Martin, Newell, Stewart, Walworth, and
Walker, (Speaker,)—13.

Mr. Gibson moved to amend by striking out the name of
"Beriah Brown," and insert "W. W. Wyman," in lieu
thereof;

Which was decided in the negative.

And a division having been called for,

There were 10 in the affirmative, and 13 in the negative.

Mr. Holliday moved to amend by striking out the name of
"Beriah Brown," and inserting "H. A. Tenny," in lieu
thereof;

Which was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Gardner, Hanrahan, Holliday, Mooers.
Patch, Reed, Wakely, and Williston,—9.

Those who voted in the negative were,

Messrs. Botkin, Burns, Burt, Cass, Cothran, Drake, Gib-
son, Jackson, Kinney, Martin, Newell, Pole, Stewart, Vir-
gin, Walworth, and Walker, (Speaker,)—16.

Mr. Reed moved to amend by striking out the name of
"Beriah Brown," and insert the name of "George Hyer,"
in lieu thereof;

Which was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Burt, Holliday, Reed, Virgin, and Williston,—5.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Burns, Cass, Cothran, Drake
Gardner, Gibson, Hanrahan, Jackson, Kinney, Martin, Mooers,
Newell, Patch, Pole, Stewart, Wakely, Walworth, Willis-
ton, and Walker, (Speaker,)—20.

The question then recurred on the adoption of the original
resolution.

And having been put,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Botkin, Burns, Cass, Cothren, Drake, Gibson, Jackson, Kinney, Martin, Newell, Pole, Stewart, Walworth and Walker, (Speaker).—14.

Those who voted in the negative were,

Messrs. Babcock, Burt, Gardner, Hanrahan, Holliday, Mooers, Patch, Reed, Virgin, Wakely, and Williston,—11.

A message from the council by their secretary:

“Mr. Speaker—I am directed to inform you that the council have organized permanently by the election of the Hon. Horatio N. Wells, of Milwaukee county as president.”

Mr. Botkin introduced the following resolution, which was adopted, to wit;

“*Resolved*, That the chief clerk be directed to furnish to the postmaster at Madison, the names of the members of the house of representatives, and that the postage of members during the present session be paid out of the funds appropriated by congress to defray the expenses of the legislative Assembly.”

Mr. Kinney introduced the following resolution, to wit:

“*Resolved*, By the council and house of representatives of the territory of Wisconsin, that the two houses of the legislative assembly adjourn on Monday the twenty-fifth instant.

Mr. Patch moved to lay the resolution on the table;

Which was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burt, Cass, Gardner, Hanrahan, Mooers, Newell, Patch, Pole, Stewart, Wakely, Walworth, and Williston,—14.

Those who voted in the negative were,

Messrs. Burns, Cothren, Drake, Gibson, Holliday, Jackson, Kinney, Martin, Reed, Virgin, and Walker, (Speaker).—11.

Mr. Virgin moved that the house proceed to elect a sergeant-at-arms,

Which was agreed to.

Messrs. Virgin and Kinney were appointed tellers, to receive and canvass the votes,

And the votes having been taken and counted, the tellers appointed for that purpose reported

That the whole number of votes given for the said office was.....25

Necessary to a choice 13

Of which

E. R. Hugunin received.....17

— Richardson.....7

Milwaukee.....1

E. R. Hugunin having received a majority of all the votes cast, was declared by the speaker duly elected to the office of sergeant-at-arms for the present session.

A message from the council by their secretary:

“Mr. Speaker—I am directed to inform you that the council have passed ‘joint resolution relative to the business of the present session of the legislative assembly,’ and

‘Joint resolution relative to chaplains of the two houses,’

In each of which the concurrence of the house is requested.”

Mr. Reed moved that the house now proceed to the election of assistant clerk;

Which was agreed to.

Messrs. Virgin and Kinney were appointed tellers to receive and canvass the votes.

And the votes having been taken and counted, the tellers appointed for that purpose reported

That the whole number of votes given for the said office was.....25

Necessary to a choice.....13

Of which

Henry G. Abbey received 16

T. M. Fullerton 6

Blank.....2

J. D. Doty.....1

Henry G. Abbey having received a majority of all the votes cast, was declared by the speaker duly elected to the said office.

Mr. Hanrahan introduced the following resolution, to wit :

Resolved, By the council and house of representatives. that Matthew Norton be employed to make fires in the governor's and committee rooms, and to sweep and keep clean the halls of the capitol during the present session of the legislature."

Mr. Martin moved that said resolution be laid on the table.

And the question having been put on said motion,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burns, Burt, Cass Cothren, Gibson, Holliday, Jackson, Kinney, Martin, Mooers, Newell, Pole, Reed, Stewart, Virgin, Wakeley, Walworth, and Wiliston—20.

Those who voted in the negative were,

Messrs. Drake, Gardner, Hanrahan, Patch, and Walker, (Speaker,)—5.

Mr. Martin moved that the house now proceed to the election of a messenger ;

Which was agreed to.

Messrs. Virgin and Kinney were appointed tellers, to receive and canvass the votes.

And the votes having been taken and counted, the tellers reported

That the whole number of votes given for the said office was 24

Necessary to a choice.....13

Of which

Joshua L. Delano received 15

— Richardson.....6

Matthew Norton.....3

Joshua L. Delano having received a majority of all the votes cast, was declared by the speaker duly elected to the said office.

Mr. Kinney moved that the house now proceed to the election of a fireman ;

Which was agreed to.

Messrs. Virgin and Kinney were appointed tellers, to receive and canvass the votes.

And the votes having been taken and counted the tellers reported

That the whole number of votes given for the said office was 25.

Necessary to a choice,	13
Of which William M. Clark received	14
Matthew Norton received	6
Richardson received	2
Blank,	3

William M. Clark, having received a majority of all the votes cast, was declared by the speaker duly elected to the said office.

A message from the council, by their secretary :

“Mr. Speaker—The council have passed joint resolution concerning the fireman to the governor’s room, In which the concurrence of this house is requested.”

The messages were then taken up, and

The joint resolution relative to the employment of chaplains for the two houses being under consideration,

Mr. Virgin moved to amend the said resolution by striking out the name of “Rev. Mr. McHugh,” and inserting in lieu thereof the name of “Rev. John Penman;”

Which was agreed to.

Mr. Burt moved that the said resolution be amended by adding thereto the following, to wit :

“Provided, that the compensation of the said chaplains be paid out of the per diem allowance of the members of the council and house of representatives;”

Which was disagreed to.

The question then recurred on the adoption of the said resolution as amended,

And having been put,

It was decided in the affirmative.

“The resolution concerning the business of the present session,”

Was then taken up, when

Mr. Patch moved that the said resolution be laid on the table,

And the question having been put on said motion,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burt, Cass, Gardner, Gibson, Hanrahan, Martin, Mooers, Newell, Patch, Stewart, Virgin, Wakeley, Walworth, and Williston,—16.

Those who voted in the negative were,

Messrs. Burns, Cothren, Drake, Holliday, Jackson, Kinney, Pole, Reed, and Walker, (speaker,)—9.

The "joint resolution concerning the fireman to the governor's room,"

Was then taken up.

Mr. Cothren moved that the said resolution be laid on the table.

And the question having been put on the said motion,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burns, Burt, Cass, Cothren, Gibson, Jackson, Martin, Newell, Pole, Walworth, and Williston,—15.

Those who voted in the negative were,

Messrs. Drake, Gardner, Hanrahan, Holliday, Kinney, Mooers, Patch, Reed, Wakeley, and Walker, (speaker,)—10.

A message from the council, by their secretary:

"Mr. Speaker—The council have passed 'joint resolution concerning the governor's message,'

In which the concurrence of this house is requested.

And have appointed Messrs. Holmes, Collins and Darling of the committee on their part, under the said resolution."

The message was then taken up, and the said resolution concurred in.

The several officers elect appeared at the speaker's desk and were sworn into office.

Mr. Wakeley introduced the following resolution, to wit :

"*Resolved*, That the secretary of the territory be directed to furnish to this house an abstract of the population of each county in the territory, according to the census of 1846 ; and also an abstract of the aggregate vote in each county upon the question of the adoption of the constitution submitted to the people of the territory at the last April election."

Mr. Pole moved that the said resolution be amended by adding thereto the following, to wit :

" And also the census of Iowa and La Fayette counties in 1847 ;"

Which was accepted by Mr. Wakeley as a modification to the original resolution.

The resolution as amended was then adopted.

On motion of Mr. Mooers,

G. W. Featherstonhaugh, of the county of Brown, and the counties thereto attached, who had presented his certificate of election as a member of the house of representatives, was sworn according to law.

On motion of Mr. Patch,

The house adjourned until half-past two o'clock, P. M.

HALF-PAST TWO O'CLOCK, P. M.

The speaker appointed Messrs. Wakeley, Cothren, Holliday, Featherstonhaugh and Cass, of the committee under the joint resolution of the council relative to state government.

Mr. Holliday introduced the following resolution, which was adopted, to wit :

"*Resolved*, That the resolution appointing La Fayette Kellogg chief clerk *pro tempore*, be re-considered, and that the said La Fayette Kellogg proceed to perform the duties of chief clerk of this house, in accordance with the provisions of law in such case made and provided."

Mr. Kinney moved that the resolution of the council rela-

tive to the appointment of a fireman to the governor's room, &c., be taken up ;

Which was agreed to.

Mr. Stewart moved that the said resolution be amended by striking out all after the word "resolved," and inserting the following, to wit :

"That the superintendent of territorial property be requested to inform this house whether he has, on behalf of the territory, employed any one to sweep the halls of the capitol, make fires in the governor's room, &c. ;"

Which was disagreed to,

The question then recurred on the adoption of the original resolution,

And having been put,

It was decided in the affirmative.

Mr. Newell introduced the following resolution, which was adopted, to wit :

"*Resolved*, That the clerk of the house be authorized to employ some suitable person to assist in doing the necessary writing for the house of representatives during the present session."

Mr. Mooers moved that the resolution of the council, concerning the business of the present session, be taken up ;

Which was agreed to.

Mr. Mooers moved that the said resolution be amended by striking out all after the word "resolved," and insert the following, to wit :

"It is inexpedient at this called session of the legislative assembly to entertain any other business than that of providing for a convention to form a constitution, and the necessary incidental business arising from such measure ;"

Which was agreed to.

Mr. Botkin moved further to amend said resolution by striking out all after the word "that," and insert the following, to wit :

"(The council concurring,) There be appointed a committee of three on the part of the house and two on the part of the council, to inquire into the expediency of extending the

present session of the legislature beyond the time necessary to provide for the calling of a convention, and that said committee report by bill or otherwise."

Mr. Holliday moved to amend the amendment by striking out all after the word "resolved," and inserting the original resolution ;

Which motion the speaker decided to be out of order.

The question was then put on the amendment of Mr. Botkin,

And was decided in the negative.

The question then recurred on the original resolution as amended,

And having been put,

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Cothren, Gibson, Holliday, Kinney, Martin, Mooers, Pole, Reed, Stewart, and Walker, (Speaker.)—10.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Burns, Burt, Cass, Drake, Featherstonhaugh, Gardner, Hanrahan, Jackson, Newell, Patch, Virgin, Wakeley, Walworth, and Williston,—16.

Mr. Mooers introduced the following resolution, to wit :

"Resolved, That it is expedient to change the time of holding the annual session of the legislative assembly of this territory by such provisions as to commence the same near the close of this session, and that a select committee of three be appointed with instructions to bring in a bill to that effect."

Mr. Gibson moved to amend said resolution by striking out the words "near the close of this session," and insert in lieu thereof, "the first Monday of February next ;"

Which was disagreed to.

Mr. Holliday moved to amend said resolution by striking out all after the word "resolved," and inserting the following, to wit :

"(The council concurring.) That the present special session of the legislature be confined entirely to the business for

which they were convened, and such incidental business as may be connected therewith."

And the question having been put on said amendment,

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Burns, Cothren, Featherstonhaugh, Gibson, Holliday, Jackson, Kinney, Martin, Pole, Reed, Stewart, and Walker, (Speaker,)—12.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Burt, Cass, Drake, Gardner, Hanrahan, Mooers, Newell, Patch, Virgin, Wakeley, Walworth, and Williston,—14.

Mr. Gibson moved to amend the said resolution by striking out the words "near the close of this session," and inserting in lieu thereof the words "on the last Monday of January next."

And the question having been put on said amendment,

It was decided in the negative.

Mr. Gibson then moved to lay the said resolution on the table;

Which was disagreed to.

Mr. Holliday then moved to amend said resolution by striking out all after the word "resolved," and inserting "that (the council concurring,) the present session of the legislature terminate one week from to-day;"

Which was disagreed to.

The question then recurred on the adoption of the original resolution,

And having been put,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burt, Cass, Drake, Gardner, Hanrahan, Mooers, Newell, Patch, Virgin, Wakeley, Walworth, and Williston,—14.

Those who voted in the negative were,

Messrs. Burns, Cothren, Featherstonhaugh, Gibson, Holli-

day, Jackson, Kinney, Martin, Pole, Reed, Stewart, and Walker, (Speaker,)—12.

The chair appointed Messrs. Mooers, Gibson and Kinney the committee under said resolution.

Mr. Reed gave notice that he should on to-morrow introduce a bill on the subject of the organization of a state government.

On motion of Mr. Gardner,
The house adjourned.

WEDNESDAY, October 20, 1847.

The journal of yesterday was read and corrected.

The speaker laid before the house a communication from the secretary of the territory, in answer to a resolution of the house of yesterday.

[See Appendix.]

Mr. Mooers moved to dispense with the reading of the communication ;

Which was agreed to.

Mr. Mooers then moved to lay the communication on the table, and that the same be printed ;

Which was agreed to.

Mr. Kinney introduced the following resolution, which was adopted, to wit :

“ *Resolved*, That Mr. Shœffler, editor of the Wisconsin Banner, be employed to print the numbers of the governor's message ordered in the German language, and James D. Raymond, the publisher of the Northern Light, the numbers ordered in the Norwegian.

A message from the council by their secretary :

"Mr. Speaker—I am directed to inform you that the council have non-concurred in the amendment of the house to

'Joint resolution concerning the chaplains of the two houses.'

Mr. Pole introduced the following resolution, which was adopted, to wit ;

"*Resolved*, That the secretary is hereby requested to report to this house a statement of the amount of the appropriation made by the last session of congress for defraying legislative expenses of the territory of Wisconsin ; a copy of the law authorizing said appropriation ; and also his instructions in relation to the disbursements of the same.

Mr. Patch introduced the following resolution, to wit :

"*Resolved*. That the Rev. Mr. Reed be requested by the speaker of this house to officiate in opening the sessions by prayer."

Mr. Botkin moved to lay the resolution on the table ;

Which was agreed to.

Mr. Mooers, from the committee appointed under the resolution of yesterday, relative to the time of holding the annual session of the legislature, reported

No. 1, (H. of R.) "A bill to change the time of holding the next annual assembly, and for other purposes ;"

Which was read the first and second times.

Mr. Patch moved that the rule requiring bills, &c., to be printed before being acted upon in committee of the whole, be suspended :

Which was agreed to.

On motion of Mr. Burt,

The house then resolved itself into committee of the whole for the consideration of said bill,

Mr. Burns in the chair.

The secretary of the council was announced, when the speaker took the chair and the following message was received :

"Mr. speaker—The council have passed

'Joint resolution concerning the payment of the officers,' and

'Joint resolution concerning the business of the present session'

In which the concurrence of this house is requested."

And have appointed Messrs. Palmer, Collins, and Darling of the committee on their part under the last mentioned resolution."

The committee then resumed its session,

And after some time spent therein, rose, and by their chairman reported the bill back to the house without amendment.

And the question being on ordering the bill to be engrossed for a third reading.

Mr. Burt moved that the house adjourn till two o'clock, P. M.

Mr. Gardner moved to amend the motion by striking out "two o'clock, P. M." and inserting "ten o'clock to-morrow morning;"

Which was disagreed to.

And the question having been put to adjourn till two o'clock this afternoon;

It was decided in the affirmative.

TWO O'CLOCK, P. M.

The unfinished business of the morning being bill

No. 1, (H. of R.) "A bill to change the time of holding the next annual assembly, and for other purposes,"

Was taken up.

And pending the question on ordering the bill to be engrossed for a third reading.

Mr. Mooers moved a call of the house,

Which was ordered, and all the members reported in attendance.

The question was then put on ordering said bill to be engrossed for a third reading.

And was decided in the negative.

And the ayes and noes having been called for,
Those who voted in the affirmative were,
Messrs. Babcock, Botkin, Cass, Gardner, Hanrahan,
Mooers, Newell, Patch, Virgin, Wakeley, Walworth, and
Williston,—12.

Those who voted in the negative were,
Messrs. Burns, Burt, Cothren, Drake, Featherstonhaugh,
Gibson, Jackson, Holliday, Kinney, Martin, Pole, Reed,
Stewart, and Walker, (Speaker,)—14.

On motion of Mr. Stewart,
The house adjourned.

THURSDAY, October 21, 1847.

Journal of yesterday read and corrected.

The speaker laid before the house a communication from
the secretary of the territory in answer to a resolution of the
house of yesterday ;

Which was read, and

On motion of Mr. Mooers,
Laid on the table.

[See Appendix.]

Mr. Gardner introduced the following resolution, which
was adopted, to wit :

“*Resolved*, That his excellency the governor be requested
to furnish for the information of the house a statement show-
ing the vote cast in each county for and against the adoption
of the constitution in April, 1847,—arranged to correspond
with the council districts, and also a copy of the apportion-
ment made by the governor of members to the constitutional
convention in 1846.”

Mr. Kinney introduced the following resolution, to wit:

"Resolved, That the Rev. Mr. Lord be invited by the speaker of this house to open the morning session by prayer."

Mr. Mooers moved to lay the resolution on the table;

Which was agreed to.

Mr. Mooers moved that the house proceed to the election of a chaplain by ballot.

Mr. Wakeley moved to lay the motion on the table;

Which was agreed to.

Mr. Newell introduced the following resolution, to wit:

"Resolved, That no other standing committees of the house of representatives for the present session be appointed under rule thirty-seven, than committees on legislative expenditures, engrossed bills and enrolled bills."

Mr. Virgin moved to lay the resolution on the table;

Which was disagreed to.

Mr. Patch moved that the further consideration of the resolution be postponed until to-morrow morning;

Which was decided in the negative.

And a division having been called for,

There were 8 in the affirmative, and 11 in the negative.

The question then recurred on the adoption of the said resolution,

And having been put,

It was decided in the affirmative.

And a division having been called for,

There were 10 in the affirmative and 8 in the negative.

The speaker announced the appointment of the following standing committees under said resolution, to wit:

On Legislative Expenditures—Messrs. Newell, Mooers, Gardner, Burt and Botkin.

On Engrossed Bills—Messrs. Hanrahan, Jackson, Martin, Stewart and Virgin.

On Enrolled Bills, joint—Messrs. Burns, Reed, Babcock, Drake and Gibson.

Mr. Wakeley moved that the resolution adopted yesterday relative to the printing of the German and Norwegian messages, be re-considered;

Which was agreed to, and

On motion of Mr. Kinney,

The said resolution was laid upon the table.

Mr. Reed, agreeably to previous notice, and by leave, introduced

No. 2, (H. of R.) "A bill for the organization of a state government ;"

Which was read the first and second times.

The message of the council of yesterday was taken up,

And the resolution of the council relative to the employment of chaplains for the two houses being under consideration,

Mr. Botkin moved that said resolution be indefinitely postponed.

And the question having been put on said motion,

It was decided in the affirmative.

The resolution of the council relative to the per diem pay of officers was then taken up,

And the question being on the passage of said resolution,

It was decided in the affirmative.

The resolution of the council relative to the business of the present session of the legislative assembly,

Was then taken up and adopted.

The speaker announced the appointment of the following committee on the part of the house under said last mentioned resolution, to wit :

Messrs. Mooers, Reed, Patch, Burns, and Walworth.

On motion of Mr. Virgin,

The house adjourned till two o'clock P. M.

TWO O'CLOCK P. M.

Mr. Mooers, from the joint committee appointed "to confer upon the business of the present session of the legislative assembly," made the following report, to wit :

"The committee on the part of the house to act in conjunction with a joint committee of the council 'to confer upon the business of the present session of the legislative assembly,' report, that upon a conference of the two committees, the joint committee came to the conclusion that the ac-

tion of the two houses subsequent to the passage of the resolution in the council, has so clearly indicated the course of business contemplated, as not to render it necessary for the committee to recommend any measure whatever.

And therefore the committee ask to be discharged."

The report was accepted, and the committee discharged from the further consideration of the subject.

Mr. Botkin introduced the following resolution, to wit :

"*Resolved*, That the Rev. Mr. Lord and the Rev. Mr. Penman be requested to officiate as chaplains to this house during the present session."

And pending the question on the adoption of the resolution,

Mr. Gibson moved a call of the house;

Which was ordered, and

Messrs. Burns, Burt, Cothren, Hanrahan, Jackson, Newell, Reed and Stewart reported absent,

The sergeant-at-arms was sent to notify the absent members that their attendance was required in the house.

And pending his report,

On motion of Mr. Gibson,

Further proceedings under the call were dispensed with.

Mr. Kinney moved that Mr. Newell be excused from attendance in the house during the remainder of the day ;

Which was agreed to.

Mr. Pole moved that said resolution be laid upon the table ;

Which was disagreed to.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Featherstonhaugh, Holliday, Martin, Pole, Reed, Stewart, and Wakeley,—8.

Those who voted in the negative were,

Messrs. Botkin, Cass, Drake, Gardner, Gibson, Kinney, Mooers, Patch, Virgin, Walworth, Williston, and Walker, (Speaker,)—12.

Mr. Martin moved to amend the resolution by adding the following proviso, to wit :

"Provided, that said chaplains be paid out of the per diem of the members of the house, and that they shall be paid three dollars per day each."

And the question having been put on said amendment,

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Gardner, Holliday, Martin, Mooers, Pole, Reed, Stewart, and Virgin,—9.

Those who voted in the negative were,

Messrs. Botkin, Cothren, Drake, Featherstonhangh, Gibson, Hanrahan, Jackson, Kinney, Patch, Wakeley, Walworth, Williston, and Walker, (Speaker,)—13.

Mr. Martin then moved to amend said resolution as follows, to wit:

"Amend by striking out the name of Mr. Lord, and add to the resolution the words "and that he be paid the sum of five dollars per day, out of the per diem of the members of the house."

The question being on the adoption of said amendment,

Mr. Wakeley called for a division of the question.

And the question having first been put on striking out the name of Mr. Lord,

It was decided in the negative.

And the question having been put on the second part of the amendment,

It was decided in the negative.

Mr. Wakeley moved to amend as follows:

"Strike out all after the word 'resolved,' and insert: 'That each member of this house be authorized to invite some clergyman to meet him at his room at such times as he may deem proper, and to pay him such compensation therefor out of his own funds as the parties may agree upon, or the emergencies of the case may require.'"

And the question having been put on the amendment,

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Burns, Burt, Pole, and Wakeley,—4.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Cass, Cothren, Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Holliday, Jackson, Kinney, Martin, Mooers, Patch, Reed, Stewart, Virgin, Walworth, Williston, and Walker, (Speaker,)—21.

Mr. Pole moved that the further consideration of said resolution be indefinitely postponed ;

Which was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Burt, Featherstonhaugh, Holliday, Jackson, Martin, Pole, and Stewart,—8.

Those who voted in the negative were,

Messrs. Botkin, Burns, Cass, Cothren, Drake, Gardner, Gibson, Hanrahan, Kinney, Mooers, Patch, Reed, Virgin, Wakeley, Walworth, Williston, and Walker, (Speaker.)—17.

The question being on the adoption of the resolution,

Mr. Gibson demanded the previous question.

And the question having been put,

“ Shall the main question be now put ? ”

It was decided in the affirmative.

The question then recurred on the passage of the resolution,

And having been put,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Botkin, Burns, Cothren, Drake, Gardner, Gibson, Hanrahan, Jackson, Kinney, Mooers, Patch, Reed, Virgin, Wakeley, Walworth, Williston, and Walker, (Speaker,)—17.

Those who voted in the negative were,

Messrs. Babcock, Burt, Cass, Featherstonhaugh, Holliday, Martin, Pole, and Stewart,—8.

The following message was received from his excellency, the governor, by Geo. P. Delaplaine, esq., his private secretary :

EXECUTIVE DEPARTMENT. }
October 20, 1847. }

To the House of Representatives :

In compliance with the request contained in a resolution passed by your honorable body of this date, I have the honor to present for your information the accompanying printed abstract of the official returns of the votes cast *for* and *against* the adoption of the constitution, and the number of delegates to form a state constitution as apportioned to the different counties of the territory in August, 1846.

HENRY DODGE.

Mr. Cothren moved that the reading of the abstracts mentioned in the above message be dispensed with, and that they be printed ;

Which was agreed to.

[*See Appendix.*]

Mr. Gardner presented the account of E. B. Dean, jr., for stationery furnished for the present session of the legislature ;

Which was, on his motion,

Referred to the committee on legislative expenditures.

On motion of Mr. Cothren,

The house adjourned.

FRIDAY, October 22, 1847.

Prayer by the Rev. Mr. Penman.

The journal of yesterday was read and corrected.

Mr. Botkin introduced the following resolution, which was adopted, to wit :

"*Resolved*, by the council and house of representatives of

the territory of Wisconsin, That the secretary be required to purchase the usual quantity of stationery for the next session of the legislative assembly, and deliver the same to the superintendent of territorial property."

A message from the council by their secretary:

"Mr. Speaker—I am directed to inform you of the appointment on the part of the council, of the following joint standing committees, to wit:

On territorial expenditures—Messrs. Clark, McCartney, and Manahan.

On legislative expenditure—Messrs. Holmes, Turner, and Whitesides, and

On enrolled bills—Messrs. Darling and Lovell."

Mr. Burt introduced the following resolution, to wit:

Whereas the interests of the territory of Wisconsin require two sessions of the territorial legislature within the fiscal year of 1847; and whereas the appropriation made by act of congress to defray the legislative expenses of said year is not sufficient to meet the exigencies of the case, and a territorial debt must necessarily be incurred: Therefore be it

"*Resolved*, That this house of representatives will observe the most strict and rigid economy possible in the just and equitable disbursement of the same.

And be it further resolved, That to facilitate the dispatch of business, and avoid the further agitation of the subject of the chaplaincy, that when this house next adjourn, it be to three o'clock, P. M., and during the recess of said adjournment, the representatives' hall be given to the members of the legislature and others, for the object of raising a fund for the payment of the services of the chaplains of this legislature."

Mr. Reed demanded a division of the question.

The speaker decided that the question was divisible.

And the question having been put on the adoption of the first proposition of the resolution,

It was agreed to.

And the question being on the adoption of the second proposition contained in said resolution,

Mr. Gibson moved to lay the same upon the table ;

Which was disagreed to.

Mr. Stewart then moved that the said second proposition be indefinitely postponed ;

Which was agreed to.

Mr. Burns introduced the following resolution, which was adopted, to wit :

Resolved, That the superintendent of territorial property be requested to communicate to this house the amount of money contracted to be paid by him for the purchase of stationery for the use of the present session of the legislature.

Mr. Wakeley, from the joint committee of the two houses, to whom was referred the Governor's message, reported :

No. 3, (H. of R.) " A bill in relation to the formation of a state government in Wisconsin ;"

Which was read the first and second times, and

On motion of Mr. Holliday,

The rule requiring bills to be printed before being acted upon in committee of the whole, was suspended in reference to said bill.

Mr. Cothren moved that a joint committee on the part of the house, on territorial expenditures, be appointed to act in conjunction with the committee appointed on the part of the council ;

Which was agreed to.

The speaker appointed Messrs. Cothren, Newell, Stewart, Reed and Featherstonhaugh the said committee.

Mr. Botkin presented the account of E. B. Dean, jr., for materials furnished for repairing the capitol.

Also, the account of R. G. Spaulding for work done on the capitol.

Which were, on his motion,

Referred to the committee on territorial expenditures.

On motion of Mr. Cothren,

The house adjourned until three o'clock P. M.

THREE O'CLOCK, P. M.

Mr. Holliday moved that the house take a recess until four o'clock, P. M.;

Which was agreed to.

The house having been again called to order,

The following message from the council was received by the secretary thereof:

"Mr. Speaker—The council have passed

No. 1, (H. of R.) "A resolution in relation to the purchase of stationery."

On motion of Mr. Kinney,

The house adjourned.

SATURDAY, October 23, 1847.

Prayer by the Rev. Mr. Penman.

The journal of yesterday was read and corrected.

A message from the council by their secretary:

"Mr. Speaker—The council have passed

No. 1, (C.) "A bill in relation to the formation of a state government in Wisconsin and to change the time of holding the annual session of the legislature."

In which the concurrence of this house is requested."

The speaker laid before the house a communication from the superintendent of territorial property in answer to a resolution of the house of yesterday, as follows, to wit:

WISCONSIN LIBRARY, }
October 22, 1847. }

Hon. I. P. Walker, speaker of the House of Representatives :

SIR—In obedience to a resolution of the house of representatives of this day, requesting me to inform the house what amount of money has been by me contracted to be paid for stationery for the use of the present session of the legislative assembly ; I have the honor to state that twenty-five per cent. on the wholesale prices of New York, has been the best offer I have received from the dealers in Wisconsin, and that sum has been heretofore allowed ; and that the contract with E. B. Dean, jr., was this year on those terms, which prices are extended on his bill as by me certified.

I have the honor to be,

Your obedient servant,

J. GILLETT KNAPP,

Superintendent Territorial Property.

The speaker also laid before the house the following communication from the Rev. Mr. Lord, to wit :

MADISON, October 22, 1847.

Hon. I. P. Walker, Speaker House of Representatives :

DEAR SIR—I beg leave respectfully to decline the request to officiate as one of the chaplains of the body over which you preside.

I should cheerfully have accepted the request, had I not felt aggrieved as a christian minister, at what was said by members respecting my motives in allowing my name to go before them.

Very Respectfully,

C. LORD.

Mr. Kinney moved that the communication be laid upon the table, and printed.

Mr. Burt moved to amend the motion by striking out the words "and printed."

Mr. Patch demanded the previous question.

And the question having been put,

" Shall the main question be now put ?"

It was decided in the affirmative.

And the question having been put on the amendment, to wit: to strike out the words " and printed ;"

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Burns, Burt, Cothren, Featherstonhaugh, Gardner, Hanrahan, Holliday, Jackson, Martin, Patch, Pole, Stewart, and Virgin,—13.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Cass, Drake, Gibson, Kinney, Mooers, Newell, Reed, Wakeley, Walworth, Williston, and Walker, (Speaker,)—13.

The question then recurred on the original motion,

And having been put,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Cothren, Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Kinney, Mooers, Reed, Wakeley, Walworth, Williston, and Walker, (speaker,)—15.

Those who voted in the negative were,

Messrs. Burns, Burt, Cass, Holliday, Jackson, Newell, Patch, Pole, Stewart and Virgin,—11.

Mr. Holliday introduced the following resolution, which was adopted, to wit:

" *Resolved*, That the use of this Hall be, and is hereby tendered to the Rev. Mr. Penman, for the purpose of holding divine services to-morrow."

Mr. Reed introduced the following resolution, which was adopted, to wit:

" *Resolved*, That the use of the hall of representatives be given to Prof. Root, of Waukesha, this evening, for the purpose of presenting to the members of the legislature and citizens, a general plan of education in the state when organized."

Mr. Botkin presented the account of W. H. Foot, for hauling journals of the late territorial convention ;

Which, on his motion, was referred to the committee on territorial expenditures.

Mr. Kinney moved that the house resolve itself into committee of the whole for the consideration of the following bills, to wit :

No. 2, (H. of R.) " A bill for the organization of a state government ;"

No. 3, (H. of R.) " A bill in relation to the formation of state government in Wisconsin."

No. 1, (C.) " A bill in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislature ;"

Which was agreed to.

Mr. Stewart in the chair.

And after some time spent therein, the committee rose, and by their chairman reported progress on said bills, and asked leave to sit again thereon.

Leave was granted.

On motion of Mr. Cothren,

The house adjourned till two o'clock, P. M.

TWO O'CLOCK, P. M.

On motion of Mr. Mooers,

The house again resolved itself into committee of the whole for the further consideration of bills No. 1, (C.) and Nos. 2 and 3, (H. of R.)

Mr. Stewart in the chair,

And after some time spent therein the committee rose, and by their chairman reported bill No. 1, (C.) with amendments, and bills Nos. 2 and 3, (H. of R.) without amendment.

And pending the question on concurring in the amendments of the committee to bill No. 1, (C.)

On motion of Mr. Mooers,
The bill was laid on the table.

On motion of Mr. Patch,
The house adjourned.

MONDAY, October 25th, 1847.

Prayer by the Rev. Mr. Penman.

The journal of Saturday was read.

Mr. Newell introduced the following resolution, which was adopted, to wit:

“Resolved, (the council concurring,) That on Wednesday, the 27th of October instant, this house adjourn, *sine die*.”

Mr. Gibson presented the account of Samuel Ryan, for printing;

Which, on his motion,

Was referred to the committee on territorial expenditures.

Mr. Mooers moved that

No. 1, (C.) “A bill in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislature,”

Be taken up;

Which was agreed to.

And the question being on concurring in the amendments of the committee of the whole to said bill,

Mr. Wakeley called for a division of the question.

And the question being on concurring in the first amendment of said committee, which was as follows, to wit:

“To strike out the words ‘first Tuesday of December,’ and insert the words ‘fourth Monday of November,’ in lieu thereof;”

Mr. Newell moved to amend the said amendment by strik-

ing out the words "fourth Monday of November," and inserting the words "fifth Monday of November," in lieu thereof.

And the question having been put on said amendment,

It was decided in the affirmative.

The question then recurred on the adoption of the original amendment of the committee as amended by the house ;

And having been put,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burns, Cass, Drake, Gardner, Hanrahan, Kinney, Martin, Mooers, Newell, Patch, Reed, Stewart, Virgin, Walworth, Williston, and Walker, (Speaker,)—18.

Those who voted in the negative were,

Messrs. Burt, Cothren, Featherstonhaugh, Gibson, Holliday, Jackson, Pole, and Wakeley,—8.

Mr. Stewart then moved that said bill, together with the amendments, be re-committed to a committee of the whole house ;

Which was disagreed to.

And the question having been put on the adoption of the second amendment of the committee to said bill, which was as follows, to wit :

"To add to the end of the first section the words, 'and all legal voters resident upon Indian territory, shall, under the qualifications prescribed by this act, have the right to vote for delegates in the counties nearest to their residence,'"

It was decided in the affirmative.

The question was then put on the adoption of the third amendment of the committee to said bill, which was

"To strike out all after the word 'convention,' in the second line of the second section of said bill, and insert the words "for the county in which he resides ;"

And was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burne, Cass, Cochran, Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Jackson, Kinney, Martin, Mooers, Newell, Patch, Pole, Reed, Stewart, Wakeley, Walworth, and Walker, (Speaker),—22.

Those who voted in the negative were,

Messrs. Burt, Holliday, Virgin, and Williston,—4.

The question then being on the adoption of the fourth amendment to said bill, which was

“To strike out all of section three, after the words ‘as follows, to wit,’ and insert the following:

3. In the county of Brown, one delegate.
4. In the county of Calumet, one delegate.
5. In the county of Chippewa, one delegate.
6. In the county of Columbia one delegate.
7. In the county of Crawford, one delegate.
8. In the county of Dane, four delegates.
9. In the county of Dodge, four delegates.
10. In the county of Fond du Lac, three delegates.
11. In the county of Grant, six delegates.
12. In the county of Green, two delegates.
13. In the county of Iowa, three delegates.
14. In the county of Jefferson, four delegates.
15. In the county of La Fayette, three delegates.
16. In the county of La Pointe, one delegate.
17. In the county of Manitowoc, one delegate.
18. In the county of Marquette, one delegate.
19. In the county of Milwaukee, eight delegates.
20. In the county of Portage, one delegate.
21. In the county of Racine, nine delegates.
22. In the county of Richland, one delegate.
23. In the county of Rock, seven delegates.
24. In the county of Sauk, one delegate.
25. In the county of Sheboygan, one delegate.
26. In the county of St. Croix, one delegate.
27. In the county of Walworth, seven delegates.
28. In the county of Washington, four delegates.
29. In the county of Waukesha, seven delegates.
30. In the county of Winnebago, one delegate.

Mr. Gibson moved to amend said amendment by striking out the word "one," in the 3d line of section 3, and inserting in lieu thereof the word "two;"

Which was disagreed to.

Mr. Martin moved to amend the amendment of the committee to said bill, as follows :

"Strike out all after the word 'be,' in the 2d line of section 3, and insert in lieu thereof the words, 'apportioned in the following manner, to wit : One delegate for each member of the house of representatives, and two for each member of the council, to be apportioned in the same way as members of our present legislature.' "

And the question having been put on the amendment,
It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Burt, Cass, and Martin,—3.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Burns, Cothren, Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Holliday, Jackson, Kinney, Mooers, Newell, Patch, Pole, Reed, Stewart, Virgin, Wakeley, Walworth, Williston, and Walker, (Speaker,)—23.

Mr. Gardner moved to amend the fourth amendment of the committee to said bill, as follows, to wit :

"Strike out all after the first line in section 3d, and insert as follows :

Brown,.....	1
Calumet, ...	1
Columbia, ...	1
Chippewa,.....	1
Crawford, ...	1
Dane,.....	3
Dodge,.....	3
Fond du Lac, ...	2
Grant, ...	6
Green, ...	2
Iowa, ...	3

Richland, ...	1
La Pointe, ...	1
Manitowoc, ...	1
Marquette, ...	1
Milwaukee, ...	7
Portage, ...	1
Racine, ...	8
Rock, ...	6
Sauk, ...	1
Sheboygan, ...	1
St. Croix, ...	1
Walworth, ...	6
Washington, ...	3
Waukesha, ...	6
Winnebago, ...	1
La Fayette, ...	3
Jefferson, ...	3"

And the question having been put on the said amendment,
It was disagreed to.

The question then recurred on the adoption of the fourth amendment of the committee to said bill,

And having been put,

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Cass, Cothren, Drake, Featherstonhaugh, Gibson, Hanrahan, Kinney, Newell, Patch, Reed, Wakeley, Walworth, and Walker, (Speaker,)—13.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Burns, Burt, Gardner, Holliday, Jackson, Martin, Mooers, Pole, Stewart, Virgin, and Williston,—13.

The question having been put on the adoption of the fifth amendment of the committee to said bill, which was

“To strike out all after and including the word ‘provided,’ in the 13th line of section 3, to the word ‘Crawford,’ in the 32d line;”

It was decided in the negative.

And a division having been called for,

There were 2 in the affirmative and 12 in the negative.

The question having been put on the adoption of the sixth amendment of the committee to said bill, which was

"To insert after the word 'county,' in the 17th line of section 4, the following, to wit: 'except that the returns of the county of Richland shall be transmitted to the county of Iowa;'"

It was decided in the affirmative.

And the question having been put on the adoption of the seventh amendment, which was

To strike out the word "fourth," in the third line of section five, and insert the word "third."

It was decided in the affirmative.

The question having been put on the adoption of the 8th amendment, which was

To insert after the word "assembled," in the fifth line of section five, the words "shall take the following oath or affirmation, (as the case may be,) that I will faithfully and impartially assist in forming a constitution to the best of my abilities, and in accordance with the constitution of the United States, and"

It was decided in the affirmative.

The question having been put on the adoption of the ninth amendment, which was

To add to section six of said bill the following: "and shall adopt rules for the regulation of its members and officers, and have full power to enforce the same."

It was decided in the affirmative.

The question having been put on the adoption of the tenth amendment, which was

To strike out the words "three dollars," in the first line of section seventh, and insert the words "two bits," in lieu thereof.

It was decided in the negative.

The question having been put on the adoption of the eleventh amendment, which was

To insert after the word "paper" in the seventh line of

section eight, the following: "and no expense shall be incurred for its publication in pamphlet form."

It was decided in the affirmative,

The question having been put on the adoption of the twelfth amendment, which was

To insert after the word "therein," in the eleventh line of section nineteenth, the following: "and in the county of Richland at the rate of five dollars per hundred."

It was decided in the affirmative,

The question having been put on the adoption of the thirteenth amendment, which was

To fill the blank in the fifth line of section second with the words "eight hundred and fifty," and the blank in the seventh line of the same section with the words "eight hundred and fifty."

It was decided in the affirmative,

The question having been put on the adoption of the fourteenth amendment, which was

To strike out the word "and," in the eighth line of section twenty-three, and insert the word "or" in lieu thereof, and also insert the words "and qualified," after the word "elected," in the same line.

It was decided in the affirmative.

The question being on the adoption of the fifteenth amendment, which was to add the two following additional sections, to wit:

"Sec. 24. The clerks of the board of county commissioners in those counties under county government, or in which no newspaper is published, shall, at least ten days previous to the day of election herein provided for, make out and deliver to the sheriff of the county, three written notices thereof, for each election precinct, which shall be the same in form as nearly as the circumstances of the said election will admit, as that now provided for by law, and the sheriff aforesaid, to whom said notice shall be delivered as aforesaid, shall cause the same to be posted up in each precinct, in the manner now provided for by law, at least five days previous to the day of holding such election.

Ser. 25. This act shall take effect from and after it passage."

Mr. Hanrahan moved to amend the said amendment by inserting the words "except the county of Dodge," in section twenty-four ;"

Which was agreed to.

The question then recurred on the adoption of the amendment of the committee as amended by the house ;

And having been put,

Was decided in the affirmative,

On motion of Mr. Burt,

The house adjourned till two o'clock P. M.

TWO O'CLOCK P. M.

The question being on ordering bill No. 1, (C.) to a third reading.

Mr. Burt moved to amend said bill by striking out the 13th, 14th, 15th, 16th, 17th, 18th, and 19th sections.

And pending the question on said amendment,

Mr. Featherstonhaugh moved a call of the house ;

Which was ordered, and

Messrs. Babcock, Cothren, Gibson, Hanrahan, and Wakeley reported absent.

The sergeant-at-arms was sent to notify the absent members that their attendance was required in the house,

And pending his report,

On motion of Mr. Pole,

Further proceedings under the call were dispensed with.

The question having been put on the said amendment to strike out sections 13, 14, 15, 16, 17, 18, and 19.

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burt, Cass, Gardner, Hanrahan, Martin, Pole, Stewart, Virgin, and Williston,—11.

Those who voted in the negative were,

Messrs. Burns, Cothren, Drake, Featherstonhaugh, Gib-

son, Holliday, Jackson, Kinney, Mooers, Newell, Patch, Reed, Wakeley, Walworth, and Walker, (Speaker.)—15.

Mr. Martin moved to amend the seventh section of said bill by striking out the word "three," in the first line, and inserting the word "two," in lieu thereof, and striking out the word "fifteen," in the second line and inserting the word "ten," in lieu thereof.

Mr. Pole moved to amend the said amendment by inserting after the word "two," the words "and a half;"

Which was disagreed to.

Mr. Mooers moved to amend the said amendment by striking out the words "two," and "ten," and inserting in lieu thereof the following, to wit :

"Receive such per diem and mileage as the convention may determine ;"

Which was decided in the negative.

And the ayes and noes having been called for,

'Those who voted in the affirmative were,

Messrs. Botkin, Burt, Kinney, and Mooers,—4.

Those who voted in the negative were,

Messrs. Babcock, Burns, Cass, Cothren, Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Holliday, Jackson, Martin, Newell, Patch, Pole, Reed, Stewart, Virgin, Wakeley, Walworth, Williston, and Walker, (Speaker.)—22.

The question recurring on the adoption of the original amendment,

Mr. Wakeley called for a division of the previous question.

And the question having been put on the first paragraph of the amendment, which was to strike out the word "three," and insert the word "two," in lieu thereof.

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Botkin, Burt, Cass, Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Martin, Patch, Reed, Stewart, and Virgin,—13.

Those who voted in the negative were,

Messrs. Babcock, Burns, Cothren, Holliday, Jackson, Kinney, Mooers, Newell, Pole, Wakeley, Walworth, Williston, and Walker, (Speaker.)—13.

And the question having been put on the second paragraph of the amendment which was to strike out the word "fifteen," and insert the word "ten," in lieu thereof.

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burt, Cass, Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Martin, Newell, Patch, Pole, Reed, Stewart Virgin, Walworth, Williston, and Walker, (speaker,)—19.

Those who voted in the negative were,

Messrs. Burns, Cothren, Holliday, Jackson, Kinney, Mooers, and Wakeley,—7.

Mr. Stewart moved to amend section seven in said bill by striking out the words "three dollars," in the first line, and insert in lieu thereof the words "two dollars and fifty cents,"

And the question having been put on said amendment,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Botkin, Burt, Cass, Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Martin, Patch, Pole, Reed, Stewart, Virgin, Walworth, and Williston,—16.

Those who voted in the negative were,

Messrs. Babcock, Burns, Cothren, Holliday, Jackson, Kinney, Mooers, Newell, Wakeley, and Walker, (Speaker,)—10.

Mr. Martin moved to amend section eleven of said bill by adding the following proviso, to wit:

"*Provided*, That in the counties which have adopted the township system, the chairman of the board of supervisors and town clerk shall constitute the board of election, and their compensation as such board of election, shall be such as the board of supervisors shall fix upon.

And the question having been put on said amendment,

And was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Martin, Patch, and Stewart,—3.

Those who voted in the negative were,
Messrs. Babcock, Botkin, Burns, Burt, Cass, Cothren,
Drake, Featherstonhaugh, Gardner, Gibson, Hanrahan, Hol-
liday, Jackson, Kinney, Mooers, Newell, Pole, Reed, Virgin,
Wakeley, Walworth, Williston, and Walker, (Speaker.)—23.

Mr. Stewart moved to amend section fifteen of said bill by inserting after the words "respective counties," in the fourteenth line, the following, to wit;

"And likewise the enumeration of the inhabitants of each organized town in those counties under the town system of government, and of each precinct in those counties under the county system of government."

And the question having been put on said amendment,
It was decided in the negative.

And a division having been called for,

There were 9 in the affirmative, and 11 in the negative.

Mr. Cothren moved to amend section 15 of said bill by inserting after the word 'counties,' in the 27th line, the following, to wit:

"Specifying the number of inhabitants in each town in the counties under the town system of government, and in each precinct in those counties under the county system of government ;"

Which was agreed to.

Mr. Mooers moved to amend said bill by adding to section seven, the following, to wit:

"And the auditor is hereby authorized to receive said certificates, and issue warrants on the territorial treasury therefor, in such sums as the holders may desire ;"

Which was agreed to.

Mr. Wakeley moved to amend said bill by striking out all after the word 'of,' in the 3d line in section 8, and inserting the following, to wit:

"Brown, ...	1
Calumet, ...	1
Columbia, ...	1
Chippewa, ...	1

Crawford, ...	1
Dane, ...	4
Dodge, ...	4
Fond du Lac, ...	3
Grant, ...	6
Green, ...	2
Iowa, ...	3
La Fayette, ...	3
Jefferson, ...	4
La Pointe, ...	1
Manitouwoc, ...	1
Marquette, ...	1
Milwaukee, ...	8
Portage, ...	1
Racine, ...	9
Richland, ...	1
Rock, ...	6
Sauk, ...	1
Sheboygan, ...	1
St. Croix, ...	1
Walworth, ...	7
Washington, ...	4
Waukesha, ...	7
Winnebago, ...	1"

Pending the question on the adoption of the said amendment,

On motion of Mr. Burns,

The house adjourned till seven o'clock, P. M.

SEVEN O'CLOCK, P. M.

The question being on the adoption of the amendment to section three of said bill,

Mr. Pole moved that the house adjourn ;

Which was disagreed to.

And the question having been put on said amendment,

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Cass, Cothren, Drake, Featherstonhaugh, Gibson, Hanrahan, Kinney, Newell, Patch, Reed, Wakeley, Walworth, and Walker, (Speaker,)—13.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Burns, Burt, Gardner, Holliday, Jackson, Martin, Mooers, Pole, Stewart, Virgin, and Williston,—13.

Mr. Cothren moved to amend said bill as follows:

“Strike out all after the words ‘to wit,’ in the 2d line of section 3, and insert,

In the county of Brown, one delegate.

In the county of Columbia one delegate.

In the county of Calumet, one delegate.

In the county of Chippewa, one delegate.

In the county of Crawford, one delegate.

In the county of Dane, three delegates.

In the county of Dodge, four delegates.

In the county of Fond du Lac, three delegates.

In the county of Grant, five delegates.

In the county of Green, two delegates.

In the county of Iowa, three delegates.

In the county of Jefferson, four delegates.

In the county of La Fayette, three delegates.

In the county of La Pointe, one delegate.

In the county of Manitowoc, one delegate.

In the county of Marquette, one delegate.

In the county of Milwaukee, eight delegates.

In the county of Portage, one delegate.

In the county of Richland, one delegate.

In the county of Racine, eight delegates.

In the county of Rock, six delegates.

In the county of Sauk, one delegate.

In the county of Sheboygan, one delegate.

In the county of St. Croix, one delegate.

In the county of Walworth, six delegates.

In the county of Washington, four delegates.

In the county of Waukesha, six delegates.

In the county of Winnebago, one delegate."

Mr. Gardner moved to amend said amendment, as follows,
to wit:

"Strike out all after the words 'to wit,' in the 3d line, and
insert the following:

In the county of Brown, one delegate.

In the county of Calumet, one delegate.

In the county of Columbia, one delegate.

In the county of Chippewa, one delegate.

In the county of Crawford, one delegate.

In the county of Dane, four delegates.

In the county of Dodge, three delegates.

In the county of Fond du Lac, two delegates.

In the county of Grant, five delegates.

In the county of Green, two delegates.

In the county of Iowa, three delegates.

In the county of Richland, one delegate.

In the county of La Pointe, one delegate.

In the county of Manitowoc, one delegate.

In the county of Marquette, one delegate.

In the county of Milwaukee, seven delegates.

In the county of Portage, one delegate.

In the county of Racine, eight delegates.

In the county of Rock, six delegates.

In the county of Sauk, one delegate.

In the county of Sheboygan, one delegate.

In the county of St. Croix, one delegate.

In the county of Walworth, six delegates.

In the county of Washington, three delegates.

In the county of Waukesha, six delegates.

In the county of Winnebago, one delegate.

In the county of La Fayette, three delegates.

In the county of Jefferson, three delegates."

And the question having been put on the said amendment,
It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,
Messrs. Cass, Gardner, Kinney, Mooers, Newell, Walworth, and Walker, (Speaker,)—7.

Those who voted in the negative were,
Messrs. Babcock, Botkin, Burns, Burt, Cothren, Drake, Featherstonhaugh, Gibson, Hanrahan, Holliday, Jackson, Martin, Patch, Pole, Reed, Stewart, Virgin, Wakeley, and Williston,—19.

The question then recurred on the original amendment,
And having been put,
It was decided in the negative.

And the ayes and noes having been called for,
Those who voted in the affirmative were,
Messrs. Cass, Cothren, Drake, Featherstonhaugh, Gibson, Hanrahan, Kinney, Newell, Patch, Reed, Wakeley, Walworth, and Walker, (Speaker,)—12,

Those who voted in the negative were,
Messrs. Babcock, Botkin, Burns, Burt, Gardner, Holliday, Jackson, Martin, Mooers, Pole, Stewart, Virgin, and Williston,—13.

Mr. Cothren moved that said bill be referred to a select committee of five, with instructions to report to-morrow morning ;

Which was agreed to.

The speaker announced the appointment of Messrs. Cothren, Wakeley, Moores, Gardner and Kinney, as said committee.

On motion of Mr. Patch,
The house adjourned,

TUESDAY, October 26, 1847.

Prayer by the Rev. Mr. Penman.

Mr. Newell moved that the reading of the journal of yesterday be dispensed with;

Which was agreed to.

Mr. Botkin presented a petition from the grand jurors of Dane county, asking to be allowed to use chairs not in use in the capitol.

And also introduced the following resolution, which was adopted, to wit;

“Resolved, by the council and house of representatives, That the superintendent of territorial property be directed to furnish the grand jury of Dane county, now in session, with chairs, not in use in the capitol, during their present session.”

Mr. Stewart introduced

No. 2, (H. of R.) “Resolution relative to the publication of the laws of the present session;”

Which was adopted.

A message from the council, by their secretary:

“Mr. Speaker—I am directed to inform you that the council have passed

No. 1, (H. of R.) ‘Resolution relative to the use of chairs in the capitol.’”

Mr. Mooers, from the select committee to whom was referred

No. 1, (C.) “A bill in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislature;”

Reported the same back to the house with the following amendment, to wit;

“Strike out all after the words ‘to wit,’ in the second section of said bill, and insert as follows, to wit:

In the county of Racine, eight delegates.

In the county of Milwaukee, seven delegates.

In the county of Walworth, six delegates.

In the county of Rock, six delegates.

In the county of Grant, five delegates.

In the county of Jefferson, four delegates.

In the county of La Fayette, three delegates.

In the counties of Iowa and Richland, three delegates.

In the county of Dane, three delegates.

In the county of Dodge, three delegates.

In the county of Washington, three delegates.

In the county of Green, two delegates.

In the county of Fond du Lac, two delegates.

In the counties of Sheboygan and Manitowoc, one delegate.

In the counties of Brown and Calumet, two delegates.

In the counties of Winnebago and Marquette, one delegate.

In the counties of Portage and Sauk, one delegate.

In the counties of Crawford and Chippewa, one delegate.

In the counties of St. Croix and La Pointe, one delegate.

In the county of Columbia, one delegate."

Which report was accepted, and the committee discharged from the further consideration of the subject.

And the question being on the adoption of the amendment as reported by said committee,

Mr. Jackson moved to amend said amendment as follows, to wit:

"Strike out all after the words 'county of,' in the 1st line, and insert as follows:

Brown,.....	1
Calumet, ...	1
Columbia,.....	1
Chippewa,.....	1
Crawford,.....	1
Dane, ...	3
Dodge, ...	3

Fond du Lac, ...	2
Grant, ...	5
Green, ...	2
Iowa, ...	3
Jefferson, ...	3
La Pointe, ...	1
La Fayette, ...	3
Manitouwoc, ...	1
Marquette, ...	1
Milwaukee, ...	5
Portage, ...	1
Racine, ...	6
Richland, ...	1
Rock, ...	5
Sauk, ...	1
Sheboygan, ...	1
St. Croix, ...	1
Walworth, ...	5
Washington, ...	3
Waukesha, ...	5
Winnebago, ...	1

And the question having been put on said amendment,

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burns, Burt, Featherstonhaugh, Gibson, Holliday, Jackson, Pole, Stewart, Virgin, and Williston,—12.

Those who voted in the negative were,

Messrs. Cass, Cothren, Drake, Gardner, Hanrahan, Kinney, Martin, Mooers, Newell, Patch, Reed, Wakeley, Walworth, and Walker, (Speaker,)—14.

Mr. Jackson moved to amend the amendment as reported by said committee, by striking out the words "Crawford and Chippewa," and inserting in lieu thereof the words "Crawford one delegate, Chippewa and La Pointe one delegate, St. Croix, one delegate."

And the question having been put on said amendment,

It was decided in the negative.

And a division having been called for,

There were 9 in the affirmative, and 13 in the negative.

Mr. Gibson moved to amend the amendment as reported by said committee, by striking out "the counties of Marquette and Winnebago, one," and inserting in lieu thereof, "the county of Marquette, one delegate; the county of Winnebago, one delegate;" and by striking out "the counties of Calumet and Brown, two delegates," and inserting in lieu thereof, "the county of Brown, one delegate; the county of Calumet, one delegate."

Mr. Cothren called for a division of the question.

And the question having been put on the first paragraph of the amendment,

It was disagreed to.

And the question having been put on the second paragraph of the amendment which was to strike out the words "in the counties of Calumet and Brown, two delegates," and insert in lieu thereof "in the county of Brown, one delegate; in the county of Calumet, one delegate,"

It was agreed to.

The question then recurred on the adoption of the amendment reported by said committee as amended by the house.

And having been put,

It was decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Cass, Cothren, Drake, Gardner, Gibson, Hanrahan, Kinney, Mooers, Newell, Reed, Wakeley, Walworth, and Walker, (speaker,)—14.

Those who voted in the negative were,

Messrs. Botkin, Burns, Burt, Featherstonhaugh, Holliday, Jackson, Martin, Patch, Pole, Stewart Virgin, and Willis-ton,—12.

Mr. Holliday moved to reconsider the vote by which the first and second blanks in section twenty-two were filled with the figures 850.

Which was agreed to.

And the question having been put on filling said blanks with the figures 850.

It was disagreed to.

Mr. Holliday moved to fill said blanks with the figures 690; Which was agreed to.

Mr. Martin moved to amend said bill by striking out the word "six," in the third line of section one, and inserting in lieu thereof the word "three ;"

Which was disagreed to.

Mr. Williston moved to amend section one of said bill by striking out the word "White," in the first line,

And the question having been put on said amendment, It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Cass, Drake, Gibson, Martin, and Williston,—6.

Those who voted in the negative were,

Messrs. Botkin, Burt, Burns, Cothren, Featherstonhaugh, Gardner, Hanrahan, Holliday, Jackson, Kinney, Mooers, Newell, Patch, Pole, Reed, Stewart, Virgin, Wakeley, Walworth, and Walker, (Speaker.)—20.

Mr. Reed moved to amend section one of said bill by striking out all after the figures "1847," to the end of the original section, and inserting the following in lieu thereof, to wit:

"Every white male inhabitant of the age of twenty-one years and upwards who shall have resided in the territory six months next preceding such election, and who shall be a citizen of the United States, or who shall have filed his declaration of intention to become such according to the naturalization laws of the United States, or who shall have taken before some officer duly authorized to administer oaths and filed the same with the clerk of the court of his own county or district, an oath to support the constitution of the United States, and to renounce all allegiance to any foreign state or government, shall be entitled to vote at such election in the county in which he shall have resided for ten days next previous thereto ; and every person qualified by this act to vote at such

election shall be competent to be elected a delegate in the convention for the county in which he resides,"

And the question having been put on said amendment,
It was decided in the negative.

And the ayes and noes having been called for,
Those who voted in the affirmative were,

Messrs. Cass, Drake, Featherstonhaugh, Gardner, Hanrahan, Martin, Newell, Reed, Stewart, Walworth, and Walker, (Speaker,)—11.

Those who voted in the negative were,

Messrs. Babcock, Botkin, Burns, Burt, Cothren, Holliday, Kinney, Mooers, Patch, Pole, Virgin, Wakeley, and Williston,—13.

Mr. Wakely moved to amend section four as follows, to wit :

Strike out all after the word "county," at the end of the twenty-first line down to the word "and," in the thirty-second line, and insert as follows, "except that the returns of Richland county shall be transmitted to the county of Iowa. The returns of Manitowoc county shall be transmitted to the county of Sheboygan. The returns of the county of Winnebago shall be transmitted to the county of Marquette. The returns of the county of Portage shall be transmitted to the county of Sauk. The returns of the county of Chippewa shall be transmitted to the county of Crawford; and the returns of the county of La Pointe shall be transmitted to the county of St. Croix." and

Insert in line thirty-fourth after the word "county," the words "or district ;"

Which was agreed to.

Mr. Holliday demanded the previous question.

And the question having been put,

"Shall the main question be now put?"

It was decided in the affirmative.

The main question being on ordering said bill to a third reading, was then put,

And decided in the affirmative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Burns, Cass, Cothren, Drake, Gardner, Hanrahan, Holliday, Jackson, Kinney, Martin, Mooers, Newell, Patch, Pole, Reed, Stewart, Wakeley, Walworth, and Williston,—20.

Those who voted in the negative were,

Messrs. Botkin, Burt, Featherstonhaugh, Gibson, Virgin, and Walker, (Speaker,)—6.

Mr. Patch moved that the house adjourn till two o'clock, P. M.

Which was disagreed to.

Mr. Burt moved that so much of the rules as prevented bills, &c., from being read the second and third times on the same day, be suspended, and that said bill be read the third time now ;

Which was disagreed to.

On motion of Mr. Newell,

The house adjourned till two o'clock P. M.

TWO O'CLOCK P. M.

The unfinished business of the morning being

Bill No. 1, (C.) "A bill in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislature."

Said bill was taken up, and read the third time.

And the question having been put,

"Shall the bill pass?"

It was decided in the affirmative.

The question was then put on agreeing to the title of said bill,

It was decided in the affirmative.

The question being on ordering bill

No. 3, (H. of R.) "A bill in relation to the formation of state government in Wisconsin," and

No. 2, (H. of R.) "A bill for the organization of a state government,"

To be engrossed for a third reading.

On motion of Mr. Stewart,

The said bills were indefinitely postponed.

The message of the council was then taken up,

And the question being on concurring in the amendment of the council to

Resolution No. 2, (H. of R.) "Resolution relative to adjournment."

And having been put,

It was decided in the affirmative.

A message from the council by their secretary:

"Mr. Speaker—I am directed to inform you that the council have passed

No. 2, (C.) 'A bill to provide for the payment of the expenses of the present session of the legislative assembly,' and

No. 1, (C.) 'Resolution relative to the payment of R. G. Spaulding.'

In which the concurrence of this house is requested."

The said message was then taken up, and

No. 1, (C.) "Resolution relative to the payment of R. G. Spaulding,"

Was read the first and second times.

Mr. Botkin moved to dispense with all rules preventing resolutions, &c. from being read the second and third times on the same day, and that said resolution be read the third time now;

Which was agreed to.

Said resolution was then taken up and read the third time.

And the question having been put on the adoption of said resolution,

It was decided in the affirmative.

No 2, (C.) "A bill to provide for the payment of the expenses of the present session of the legislative assembly,"

Was read the first and second times, and

On motion of Mr. Burt,

The house resolved itself into committee of the whole for the consideration of

No. 2, (C.) "A bill to provide for the payment of the expenses of the special session of the legislative assembly for A. D. 1847,"

Mr. Reed in the chair,

And after some time spent therein the committee rose, and by their chairman reported the said bill back to the house with amendments.

And pending the question on concurring in the report of the committee of the whole,

On motion of Mr. Mooers,

Said bill was laid on the table.

A message from the council, by their secretary:

"Mr. Speaker—The council have non-concurred in the 4th, 5th, 7th, 15th, 17th and 18th amendments of this house to

No. 1, (C.) 'A bill in relation to the formation of a state government in Wisconsin and to change the time of holding the annual session of the legislature,'

And have concurred in the remaining amendments—the 13th with an amendment.

In which the concurrence of this house is requested."

The message from the council was taken up,

And pending the question on receding from the 4th amendment of the house of representatives to said bill,

Mr. Holliday moved a call of the house;

Which was ordered, and

Messrs. Burns, Cothren, and Hanrahan reported absent.

The sergeant-at-arms was sent to notify the absent members that their attendance was required in the house.

The sergeant-at-arms reported all the members in their seats, and

On motion,

Further proceedings under the call were dispensed with.

Mr. Stewart demanded the previous question.

And the question having been put,

"Shall the main question be now put?"

It was decided in the affirmative.

The question was then put on receding from the 4th amendment of the house to said bill, and

It was decided in the negative.

And the ayes and noes having been called for,

Those who voted in the affirmative were,

Messrs. Babcock, Botkin, Burns, Burt, Featherstonhaugh, Gibson, Holliday, Jackson, Martin, Pole, Stewart, Virgin, and Williston,—13.

Those who voted in the negative were,

Messrs. Cass, Cothren, Drake, Gardner, Hanrahan, Kinney, Mooers, Newell, Patch, Reed, Wakeley, Walworth, and Walker, (Speaker,)—13.

The question was then put on receding from the 5th, 7th, 15th, 17th and 18th amendments of the house to said bill,

And was decided in the negative.

And the question having been put on concurring in the amendment of the council to the 13th amendment of the house of representatives to said bill, to wit:

"To add to said amendment the words, 'And the county of Portage three dollars for every one hundred;'"

It was decided in the affirmative,

On motion of Mr. Gardner,

The house adjourned until seven o'clock this evening.

SEVEN O'CLOCK, P. M.

Mr. Cothren introduced the following resolution, to wit:

"*Resolved*, That the superintendent of public property be requested to state his reasons for not furnishing candle sticks and candles for the use of the members of this house."

Mr. Patch moved that the resolution be indefinitely postponed;

Which was disagreed to.

And the question having been put on the adoption of the said resolution,

It was decided in the affirmative.

A message from the council, by their secretary :

"Mr. Speaker—I am directed to inform you that the council have refused to recede from their vote non-concurring in the 4th, 5th, 7th, 15th, 17th and 18th amendments of this house to

No. 1, (C.) 'A bill in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislature,'

And request a conference thereon; and have appointed Messrs. Lovell, Darling and Holmes as the committee on their part in relation thereto."

Mr. Cothren moved that a committee of conference be appointed on the part of the house, on the bill referred to in the foregoing message;

Which was agreed to.

The speaker announced the appointment of Messrs. Cothren, Holliday and Wakeley the said committee.

Mr. Burns, from the committee on enrollment, reported

No. 1, (C.) "Resolution relative to the payment of R. G. Spaulding,"

As correctly enrolled.

The said resolution was signed by the speaker.

Mr. Newell presented the accounts of W. W. Wyman for printing proclamation of the governor, and for newspapers furnished the members of the legislative assembly;

Which was laid on the table, to be taken up with the appropriation bill.

Mr. Stewart presented the account of D. Holt, jr., for postage of members of the legislative assembly for the present session;

Which was laid on the table, to be taken up with the appropriation bill.

Mr. Cothren, from the committee of conference appointed on bill No. 1, (C.) made the following report:

"The committee report that they have agreed to recommend that the house of representatives recede from its 7th amendment, and that the council recede from its vote non-

concurring in the 4th, 5th, 15th, 17th and 18th amendments to said bill.

The report of the committee was accepted, and the committee discharged from the further consideration of the subject.

Mr. Stewart moved that

No. 2, (C.) "A bill to provide for the payment of the expenses of the special session of the legislative assembly for A. D. 1847,"

Be now taken up ;

Which was agreed to.

A message from the council, by their secretary :

"Mr. Speaker—I am directed to inform you that the council have receded from their vote non-concurring in the 4th, 5th, 15th, 17th and 18th amendments of this house to

No. 1, (C.) "A bill in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislative assembly,"

And have concurred therein ; and insist on their vote non-concurring in the 7th amendment to said bill."

Mr. Cothren, from the committee on territorial expenditures, to whom had been referred sundry accounts against the territory, reported

"That the committee had come to the conclusion not to allow any of said accounts at this special session, and reported the same back to the house, and asked to be discharged from the further consideration of the subject."

The report of the committee was accepted, and the committee discharged from the further consideration of said accounts.

No. 2, (C.) "A bill to provide for the payment of the expenses of the special session of the legislative assembly for A. D. 1847,"

Was taken up,

And the question having been put on concurring in the report of the committee of the whole to said bill,

It was decided in the affirmative.

On motion of Mr. Holliday,

(The rule having been first suspended for that purpose.)

The said bill was then read the third time, passed, and the title thereof agreed to.

On motion of Mr. Burns,

The report of the committee of conference on No. 1, (C.) was then taken up and concurred in.

On motion of Mr. Holliday,

The house adjourned until eight o'clock to-morrow morning.

WEDNESDAY, October 27, 1847.

Mr. Virgin introduced

"Resolution relative to the publication of the laws of the special session ;"

Which was adopted.

A message from the council, by their secretary :

"Mr. Speaker—The council have adopted a resolution of this house entitled,

"Resolution relative to the publication of the laws of the special session."

And have concurred in all the amendments of this house to

No. 2, (C.) 'A bill to provide for the payment of the expenses of the special session, &c.'

The third with an amendment.

In which the concurrence of this house is requested."

The message above mentioned was taken up, and the amendment of the council to the amendments of the house of representatives was concurred in.

Mr. Reed, from the committee on enrollment, reported as correctly enrolled

No. 1, (C.) "An act in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislature ;"

Which was signed by the speaker.

Mr. Burns, from the committee on enrollment made the following report :

"The joint committee on enrollment report that they did, on to-day, present to the governor for his approval

No. 1, (C.) 'An act in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislature,' and

No. 1, (C.) 'Resolution relative to the payment of R. G. Spaulding.'

Mr. Gibson presented the following statement and moved that it be placed on the journals of this house ;

Which was agreed to.

STATEMENT of Moses S. Gibson, a member of the house of representatives as to his vote upon the "bill in relation to the formation of a state government in Wisconsin."

My vote is recorded in the journals of this house, in the affirmative, upon the question of agreeing to the report of the select committee upon the bill entitled as above. I beg leave respectfully to state, that my vote was given in the negative upon that question, and as the rules of this house preclude its correction at this time so as to influence the result, I also request that this statement be recorded upon the journals of the house.

M. S. GIBSON.

A message from the council by their secretary :

"Mr. Speaker—The governor has informed the council that he did, on this day, approve, sign, and deposite in the office of the secretary of the territory,

'An act in relation to the formation of a state government in Wisconsin, and to change the time of holding the annual session of the legislature,' and

'Resolution relative to the payment of R. G. Spaulding.'

Mr. Reed, from the committee on enrollment, reported

No. 2. (C.) "An act to provide for the payment of the ex-

penses of the special session of the legislative assembly for A. D. 1847,"

As correctly enrolled.

Also—that they did, on this day, present to the governor for his signature the said above mentioned act.

Mr. Reed introduced the following resolution, which was adopted, to wit :

Resolved, That the chief clerk of this house do now inform the honorable the council, that the house of representatives has completed its business, and is now ready to adjourn, *sine die*, and that a committee of three be appointed on the part of the house, to act in conjunction with a similar committee on the part of the council, to wait upon his excellency the governor, and inform him that the two houses of the legislative assembly are now ready to adjourn, and to ask him if he has any further communication to make to them.

The speaker appointed Messrs. Reed, Gibson, and Kinney the committee on the part of the house under said resolution.

A message from the council, by their secretary :

"Mr. Speaker—I am directed to inform you that the council are now ready to adjourn without day.

And have appointed Messrs. Lovell and Turner of the committee on the part of the council to act with a similar committee on the part of this house to wait upon His Excellency the Governor and inform him that the two houses are ready to adjourn without day, and enquire of his Excellency whether he has any further communication to make to them."

Mr. Reed, from the committee appointed to wait upon His Excellency the Governor and inform him that the two houses are now ready to adjourn, *sine die*, reported that the committee had discharged the duty assigned them, and were informed by him, that he had no further communication to make to them.

A message from the council by their secretary :

"Mr. Speaker—The governor has informed the council that he has this day approved, signed, and deposited in the office of the secretary of the territory,

‘An act to provide for the payment of the expenses of the legislative assembly for A. D. 1847.’

Mr. Botkin introduced the following resolution, which was unanimously adopted, to wit :

Mr. Kinney being in the chair,

“ *Resolved*, That the thanks of this house be, and they are hereby tendered to the Hon. Isaac P. Walker, for the able and dignified manner in which he has discharged the duties of speaker during the present session of the legislature ; also to La Fayette Kellogg, chief clerk, and other officers of the house for the faithful manner in which they have discharged their duties during the present session.”

Mr. Reed moved that the house do now adjourn, *sine die*.

Which was agreed to.

The speaker resumed the chair, and after a few remarks pronounced the house adjourned, *sine die*.

APPENDIX.

APPENDIX.

[SEE JOURNAL PAGE 22.]

COMMUNICATION

FROM THE SECRETARY OF THE TERRITORY IN ANSWER TO A RESOLUTION OF THE HOUSE OF REPRESENTATIVES.

Office of the Secretary Wisconsin Territory, }
Madison, Oct. 19, 1847. *}*

Hon. ISAAC P. WALKER,

Speaker of the House of Representatives:

SIR—I have the honor herewith to enclose an abstract of the population of the several counties of the territory of Wisconsin, according to the census of 1846, and of the counties of Iowa and La Fayette according to the census of 1847, in compliance with a resolution passed the house of representatives this day. I am not able to furnish “an abstract of the aggregate vote given in each county upon the question of the adoption of the constitution submitted to the people of the territory at the last April election,” the returns upon that question not having been made to this office.

Respectfully, your obedt. serv't,

JOHN CATLIN,
Secretary of Wisconsin Territory.

AN ABSTRACT

Of the population of the several counties in the territory of Wisconsin on the 1st day of June, A. D. 1846.

NAMES OF COUNTIES.	White males.	White females.	Males of color.	Females of color.	Total.	Remarks.
Brown, ...	1,444	1,214	1	3	2,662	
Calumet, ...	383	362	50	41	836	
Columbia, ...	1,143	825	1		1,969	
Chippewa, ...						
Crawford, ...	905	634	2	3	1,444	
Dane, ...	4,593	3,693	2	1	8,289	
Dodge, ...	4,279	3,507	1		7,787	
Fond du Lac, ...	2,071	1,473			3,544	
Grant, ...	7,189	4,815	17	13	12,034	
Green, ...	2,639	2,129			4,768	
Iowa, ...	8,962	5,394	36	24	14,916	
Jefferson, ...	4,618	4,062			8,680	
La Pointe, ...						No returns.
Manitowoc, ...	414	215			629	
Marquette, ...	607	381		1	989	
Milwaukee, ...	8,748	7,138	19	20	15,925	
Portage, ...	774	155		2	931	

	9,551	8,398	27	7	17,983	No returns.
Racine, ...						
Richland, ...						
Rock, ...	6,878	5,523	3	1	12,405	
Sauk, ...	568	434	1		1,003	
Sheboygan, ...	987	643	4	3	1,637	
St. Croix, ...	914	496	7	2	1,419	
Walworth, ...	7,191	6,243	3	2	13,439	
Washington, ...	4,070	3,403			7,473	
Waukesha, ...	7,440	6,331	15	7	13,793	
Winnebago, ...	411	230	57	34	732	
					155,277	

Abstract of the population of the counties of Iowa and La Fayette, March 1, 1847.

La Fayette, ...	8,313
Iowa, ...	6,481

[See Journal Page. 25.]

COMMUNICATION

FROM THE SECRETARY, IN ANSWER TO A RESOLUTION OF OCTOBER 20, 1847.

Office of the Secretary of Wisconsin Territory, }
MADISON, October 20th, 1847. }

To Hon. I. P. Walker,

Speaker of the House of Representatives,

SIR—In compliance with a resolution passed the house of representatives of Wisconsin territory this day, I have the honor to report, that in the act of Congress approved March 3d, 1847, making general appropriations for the United States, (see laws of last session of congress, page 77,) is to be found the following under the heading of "Wisconsin territory:" "For compensation and mileage of the members of the legislative assembly, pay of officers and attendants, printing, stationery, fuel and other incidental and contingent expenses, thirteen thousand seven hundred dollars: *Provided*, That only so much of the foregoing appropriation for Wisconsin territory shall be drawn from the treasury as may be necessary to defray the expenses of said territory until the formation of a state government therein, and the admission of said state into the Union."

The above appropriation is applicable to the payment of the expenses of any legal sessions of the legislature held within the fiscal year for which it was made. My instructions for the disbursement of the public money are general, and are principally to be found in a letter from the first comptroller of the treasury under date of April 15th, 1846, a copy of which is herewith enclosed.

With great respect,

Your obedient servant,

JOHN CATLIN,

Secretary of Wisconsin Territory.

Copy of a Letter

OF THE FIRST COMPTROLLER CONTAINING INSTRUCTIONS, &c.

Treasury Department, Comptroller's office, }
15th April, 1846. }

SIR—In reply to your enquiries dated 26th ultimo, I have to state that the disbursements which you may make in payment of expenses incurred or authorized by the legislative assembly of Wisconsin, for and at any session, that can be allowed here, are such only as have been estimated for by the secretary of the treasury, and the *object* been approved by congress, (vide chap. 259, sec. 21, act of congress approved August 29, '42.)—Also, that for *these* you can be allowed in the aggregate only to an amount equal to what has been appropriated by congress to defray the expenses of such session, (vide chap. 29. sec. 1, article 117, act of congress, approved May 18, '42.)—Further that you could not be allowed credit for any payment that you might make to the late secretary, whose accounts will be adjusted at this department, and credit be given to him in said adjustment for every disbursement which he may have lawfully made, whether the same had in fact been paid out of his proper funds, or out of the money advanced to him by the United States for that purpose.

As money has been advanced to Mr. Floyd from the treasury of the United States, for which he has not yet accounted, any money that might be ascertained and certified here to be owing to him, on any account would be placed to his credit, instead of being paid to him, or his order, for the treasury practice and duty of its pay-officers to the public and towards the sureties of an ex-officer, require such pay-officers to withhold all payments from an ex-officer, until a balance account has been stated, showing that he is a creditor of the United States and similar considerations require that you

should not make any payment whatsoever to your predecessor.

Finally, it does not appear that the secretary of the treasury included in his estimate of legislative expenses for the year 1845-6, any item for the purchase of books for the library of the territory of Wisconsin, nor that congress approved that object by making any appropriation for it.

With respect,

Your obedient servant,

J. W. McCOLLOH,

Comptroller.

JOHN CATLIN, Esquire,

Secretary of Wisconsin Territory, Madison, W. T.

[See Journal Page 31.]

AN ABSTRACT

Of the number of Delegates to form a State Constitution, as apportioned by the Executive to the different counties of the territory, on the 1st day of August, 1846, together with the population of each of the counties, upon which such apportionment was based.

COUNTIES.	Populat'n.	No. of Delegates.
Brown, ...	2662	2
Calumet, ...	836	1
Columbia, ...	1969	2
Chippewa, no returns received, ...		1
Crawford, ...	1444	1
Dane, ...	8289	6
Dodge, ...	7787	6
Fond du Lac, ...	3544	3
Grant, ...	12034	9
Green, ...	4758	4
Iowa, ...	14916	11
Jefferson, ...	8680	7
La Pointe, no returns received, ...		1
Manitouwoc, ...	629	1
Marquette, ...	989	1
Milwaukee, ...	15925	12
Portage, ...	931	1
Racine, ...	17983	14
Richland, no returns received, ...		1
Rock, ...	12405	10
Sauk, ...	1093	1
Sheboygan, ...	1637	1
St. Croix, ...	1419	1
Walworth, ...	13439	10
Washington, ...	7473	6
Waukesha, ...	13793	11
Winnebago, ...	732	1

[See Journal Page 31.]

ABSTRACT

Of the official returns of the votes cast for and against the adoption of the Constitution for State Government, in April, 1847.

COUNTIES.	For.	Against.
Brown, ...	235	120
Calumet, no returns received, ...		
Crawford, ...	49	150
Columbia, ...	66	354
Dane, ...	592	962
Dodge, ...	803	975
Fond du Lac, ...	624	627
Grant, ...	532	1,898
Green, ...	341	607
Iowa, La Fayette and Richland, returned in total, ...	1,444	1,417
Jefferson, ...	780	1,233
La Pointe, no returns received, ...		
Manitouwoc, ...	96	45
Marquette, ...	184	189
Milwaukee, ...	1,678	1,996
Portage, ...	164	209
Racine, ...	1,363	2,474
Rock, ...	987	1,977
Sauk, ...	111	157
Sheboygan, ...	160	374
St. Croix, ...	65	61
Walworth, ...	984	2,027
Washington, ...	1,478	353
Waukesha, ...	1,246	1,823
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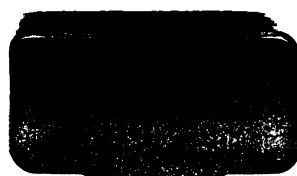
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